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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91213064
Party	Defendant Northwest Territorial Mint, LLC
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Submission	Answer
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Date	12/05/2013
Attachments	Answer_5_.pdf(11035 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Regarding the mark SILVER BULLET BULLION (Serial No. 85824772)

PROVIDENT PRECIOUS METALS,
LLC,

Opposer,

v.

NORTHWEST TERRITORIAL MINT,
LLC,

Applicant.

Opposition No. 91213064

ANSWER

Applicant Northwest Territorial Mint, LLC (“Applicant”), respectfully answers Opposer Provident Precious Metals, LLC’s (“Opposer”), Notice of Opposition as follows:

1. Applicant admits the allegations contained in Paragraph 1 of Opposer’s Notice of Opposition.
2. Answering the allegations contained in Paragraph 2 of Opposer’s Notice of Opposition, Applicant admits it has made use of its SILVER BULLET BULLION trademark in connection with silver bullion in the shape of a bullet or other replica ammunition. Applicant denies the remaining allegations.
3. Applicant denies the allegations contained in Paragraph 3 of Opposer’s Notice of Opposition.
4. Applicant denies the allegations contained in Paragraph 4 of Opposer’s Notice of Opposition.
5. Applicant denies the allegations contained in Paragraph 5 of Opposer’s Notice of Opposition.

6. Applicant denies the allegations contained in Paragraph 6 of Opposer's Notice of Opposition.

7. Applicant denies the allegations contained in Paragraph 7 of Opposer's Notice of Opposition.

8. Applicant denies the allegations contained in Paragraph 8 of Opposer's Notice of Opposition.

9. Applicant denies the allegations contained in Paragraph 9 of Opposer's Notice of Opposition.

10. Applicant denies the allegations contained in Paragraph 10 of Opposer's Notice of Opposition.

11. Applicant denies the allegations contained in Paragraph 11 of Opposer's Notice of Opposition.

12. Applicant denies the allegations contained in Paragraph 12 of Opposer's Notice of Opposition.

13. Applicant admits the allegations contained in Paragraph 13 of Opposer's Notice of Opposition.

14. Applicant admits the allegations contained in Paragraph 14 of Opposer's Notice of Opposition.

15. The allegations contained in Paragraph 15 of Opposer's Notice of Opposition consist entirely of Opposer's own speculation and legal conclusions to which no response is required.

16. Answering the allegations contained in Paragraph 16 of Opposer's Notice of Opposition, Applicant admits that Opposer has filed a lawsuit against Applicant, and that Applicant has asserted counterclaims in that lawsuit against Opposer. Applicant denies the remaining allegations.

17. Applicant denies the allegations contained in Paragraph 17 of Opposer's Notice of Opposition.

18. Applicant denies the allegations contained in Paragraph 18 of Opposer's Notice of Opposition.

19. Applicant admits the allegations contained in Paragraph 19 of Opposer's Notice of Opposition.

20. Applicant denies the allegations contained in Paragraph 20 of Opposer's Notice of Opposition.

AFFIRMATIVE DEFENSES

1. Opposer's Notice of Opposition fails to state a claim upon which relief may be granted.

2. Opposer's Notice of Opposition is barred by the doctrines of laches, estoppel, and unclean hands.

PRAYER FOR RELIEF

WHEREFORE, Applicant prays for relief as follows:

1. That Opposer's Notice of Opposition be dismissed in its entirety; and
2. That all relief that Opposer requests be denied.

DATED this 5th day of December, 2013.

By /s/ Michael G. Atkins
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CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing was served on counsel for Opposer

Jason A. Worgull
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by ESTTA and email on December 5, 2013.

/s/ Michael G. Atkins

Michael G. Atkins